

<b>STATE OF HAWAI'I</b> FAMILY COURT FIRST CIRCUIT	<b>MOTION AND AFFIDAVIT          FOR PRE-DECREE RELIEF</b>	CASE NUMBER  FC-D NO.
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 45%;"> <div style="border-bottom: 1px solid black; margin-bottom: 10px;"></div> <div style="text-align: center;">PLAINTIFF</div> <div style="text-align: center; margin: 20px 0;">vs.</div> <div style="border-bottom: 1px solid black; margin-bottom: 10px;"></div> <div style="text-align: center;">DEFENDANT</div> </div> <div style="width: 50%; padding-left: 20px;"> <p>Name, address, and telephone number of  <input type="checkbox"/> Movant <input type="checkbox"/> Attorney for Movant:</p>    <p>Attached hereto:</p> <div style="margin-left: 20px;"> <input type="checkbox"/> Income and Expense Statement  <input type="checkbox"/> Asset and Debt Statement  <input type="checkbox"/> Child Support Guidelines Worksheet  <input type="checkbox"/> Custody/Visitation Statement  <input type="checkbox"/> Continuation Sheet  <input type="checkbox"/> _____  <input type="checkbox"/> _____  <input type="checkbox"/> Order for Pre-Decree Relief           </div> </div> </div>		<input type="checkbox"/> <b><u>IMPORTANT</u></b> This is a <b>Domestic Abuse Case</b>
<p>I am the <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant in this case. I am referred to as the Movant in this motion. My spouse is referred to as the Respondent in this motion. Pursuant to Hawai'i Family Court Rule 7 I seek the following relief:</p> <p><input type="checkbox"/> 1. An order which awards the temporary legal custody, physical custody and visitation of the parties' child/ren as follows: _____</p> <p>_____</p> <p>_____</p> <p>This arrangement is best for the parties' child/ren because: _____</p> <p>_____</p> <p>_____</p> <p><b><u>Note</u></b> If custody and visitation orders are requested the attached Custody/Visitation Statement <u>must</u> be completed and the Movant's Income and Expense and Asset and Debt Statements <u>must</u> be attached.</p> <p><input type="checkbox"/> 2. An order requiring the Respondent to pay monthly child support of \$_____.  <b><u>Note</u></b> If child support is requested the Movant's Income and Expense and Asset and Debt Statements <u>must</u> be attached.</p> <div style="display: flex;"> <div style="width: 60%;"> <p><input type="checkbox"/> 3. An order requiring the Respondent to pay monthly alimony of \$_____.  <b><u>Note</u></b> If alimony is requested the Movant's Income and Expense and Asset and Debt Statements <u>must</u> be attached.</p> <p><input type="checkbox"/> 4. An order requiring the Respondent to pay \$_____ toward my legal expenses.  <b><u>Note</u></b> If contribution to legal expenses is requested the Movant's Income and Expense and Asset and Debt Statements <u>must</u> be attached.</p> </div> <div style="width: 40%; border: 1px solid black; min-height: 150px;"></div> </div>		

- [ ] 5. An order requiring the Respondent to make the following other payments: \_\_\_\_\_  
\_\_\_\_\_

**Note** If such an order is requested the Movant's Income and Expense and Asset and Debt Statements must be attached.

- [ ] 6. An order requiring mediation on the issues raised by this motion.
- [ ] 7. An order directing a social study by the Family Court regarding the custody and/or visitation issues raised by this motion.
- [ ] 8. An order which enjoins and restrains the Respondent from transferring, encumbering, wasting, or otherwise disposing of any of his or her real or personal property, except as necessary, over and above current income, for the ordinary course of business or for usual living expenses. Such a restraining order is necessary because: \_\_\_\_\_  
\_\_\_\_\_
- [ ] 9. An order which enjoins and restrains the Respondent from removing the parties' child/ren from the City and County of Honolulu. Such a restraining order is necessary because: \_\_\_\_\_  
\_\_\_\_\_
- [ ] 10. An order which enjoins and restrains the Respondent from physically abusing, threatening, or harassing me and/or the parties' child/ren because:
- a. The Respondent has physically abused me in the past as follows (state nature and date of most recent incident of abuse): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. The Respondent has threatened to abuse me in the past as follows (state nature and date of most recent threat of abuse): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- [ ] 11. The Respondent owns, intends to obtain, or possesses a firearm and the firearm may be used to threaten, injure or abuse any person, as follows:
- a. The Respondent [ ] owns [ ] possesses the following type(s) of firearm(s): \_\_\_\_\_  
As of \_\_\_\_\_(date), the firearm(s) was/were located at (state address and specific location therein): \_\_\_\_\_  
\_\_\_\_\_
- b. I believe that the Respondent intends to obtain (a) firearm(s) because: \_\_\_\_\_  
\_\_\_\_\_
- c. In the past the Respondent has [ ] used [ ] threatened to use (a) firearm(s) against me and/or the parties' child/ren as follows (state nature and date of the last such use and/or threatened use): \_\_\_\_\_  
\_\_\_\_\_

d. I believe that the Respondent may in the future use (a) firearm(s) to threaten, injure and/or abuse me, the parties' child/ren and/or someone else because: \_\_\_\_\_

- [ ] 12. The Respondent is [ ] a member of a police department [ ] a sheriff [ ] some other law enforcement officer [ ] a member of the armed forces of the State of Hawai'i [ ] a member of the armed forces of the United States [ ] employed by the State of Hawai'i [ ] employed by the United States. The name and address of the Respondent's supervisor are: \_\_\_\_\_

- [ ] 13. The Respondent's name, address, date of birth, telephone number, and social security number are:

Name \_\_\_\_\_

Address \_\_\_\_\_

Date of Birth \_\_\_\_\_ Telephone Number \_\_\_\_\_

Social Security Number \_\_\_\_\_

- [ ] 14. Other relief sought: \_\_\_\_\_

In further support of this motion I also affirm:

- [ ] 15. I am not now, nor have I been in the past, a party to a legal proceeding other than this case involving the Respondent.

- [ ] 16. My participation as a party in other legal proceedings involving the Respondent is/has been as follows:

Case name \_\_\_\_\_

Case number \_\_\_\_\_

Location of Court \_\_\_\_\_

Date filed \_\_\_\_\_ Date concluded \_\_\_\_\_

Type of case \_\_\_\_\_

Case name \_\_\_\_\_

Case number \_\_\_\_\_

Location of Court \_\_\_\_\_

Date filed \_\_\_\_\_ Date concluded \_\_\_\_\_

Type of case \_\_\_\_\_

I hereby declare under penalty of perjury that the information in this motion and all of the attachments to it is true, correct, and complete to the best of my knowledge and belief.

\_\_\_\_\_  
Movant's Signature

Subscribed and sworn to before me

this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Name: \_\_\_\_\_

Signature: \_\_\_\_\_

NOTARY PUBLIC, State of Hawai'i

My commission expires: \_\_\_\_\_